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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

E-FILED - 7/25/07

UNITED STATES OF AMERICA,

Plaintiff,

v.

DAVID M. FISH,
aka x000x,

Defendant.

No. CR 05-00445-RMW

STIPULATION TO CONTINUE
SENTENCING HEARING
AND ORDER

It is hereby stipulated and agreed between defendant David M. Fish, by and through his counsel of record, Michael W. Armstrong, Esq., and the United States, by and through Assistant United States Attorney Mark L. Krotoski, as follows:

1. This matter is presently set for a sentencing hearing on August 13, 2007 at 9:00 a.m.
2. The parties agree that further time is needed to address sentencing issues and that the terms of the plea agreement continue to apply.
3. For the foregoing reasons, and that the ends of justice are served by continuing this case, the parties stipulate and request to a continuance of the sentencing hearing from August 13, 2007 at 9:00 a.m. to October 15, 2007 at 9:00 a.m., or the next available date.

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STIPULATION REQUESTING CONTINUANCE OF SENTENCING HEARING AND [] ORDER
CR 05-00445-RMW

1 IT IS SO STIPULATED.

2 Dated: June 26, 2007

SCOTT N. SCHOOLS
United States Attorney

3
4 /s/

5 MARK L. KROTOSKI
6 Assistant United States Attorney

7 Dated: June 26, 2007

8 /s/

9 MICHAEL W. ARMSTRONG
Attorney for Defendant

10 IT IS SO ORDERED.

11 Upon good cause shown, the sentencing hearing is continued from August 13, 2007 at 9:00
12 a.m. to October 15, 2007 at 9:00 a.m.

13 Dated: July 25, 2007

14 *Ronald M. Whyte*
RONALD M. WHYTE
United States District Judge

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